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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/047,072	01/15/2002	Ralph M. Steinman	MER-011DIV/112917.138US2	7452

23483 7590 12/30/2002

HALE AND DORR, LLP
60 STATE STREET
BOSTON, MA 02109

EXAMINER

EWOLDT, GERALD R

ART UNIT

PAPER NUMBER

1644

DATE MAILED: 12/30/2002

5

Please find below and/or attached an Office communication concerning this application or proceeding.



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101047,072

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Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patent

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 10/15/02 is considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000).

- 1. The amendment does not include a clean version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(ii).
- 2. The amendment does not include a marked-up version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(iii).
- 3. The amendment does not include a clean version of the amended claim(s). 37 CFR 1.121(c)(1)(i).
- 4. The amendment does not include a marked-up version of the amended claim(s). 37 CFR 1.121(c)(1)(ii).
- 5. Other: The proposed amendment indicates that Claims 5-8 are canceled. However, the amendment also indicates that Claims 5 and 6 are pending. Accordingly, the amendment is improper.

Since the response appears to be **bona fide**, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner **G.R. Ewoldt**, Art Unit 1644, whose telephone number is **703-308-9805**.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

G.R. Ewoldt, Ph.D.
Patent Examiner
December 12, 2002